

NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

NOTICE OF RULEMAKING DOCKET OPENING

BOARD OF NURSING

Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 981.)

[R12-49]

- 1. Title and its heading:** 4, Professions and Occupations
Chapter and its headings: 19, Board of Nursing
Article and its heading: 5, Advanced and Extended Nursing Practice
Section numbers: R4-19-515, R4-19-516
- 2. The subject matter of the proposed rule:**
The Arizona State Board of Nursing is opening a docket on these two Sections for the sole purpose of repealing them. These Sections are replaced by statutory changes contained in SB 1362 adopted by 50th Legislature, 2nd regular session and signed by the Governor on March 29, 2012 (*Laws 2012, Ch. 152*).
- 3. A citation to all published notices relating to the procedure:**
Notice of Proposed Rulemaking: 18 A.A.R. 940, April 27, 2012 (*in this issue*)
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**
Name: Pamela Randolph
Associate Director Education and Evidence based Regulation

Address: Board of Nursing
4747 N. 7th St., Suite 200
Phoenix, AZ 85020

Telephone: (602) 771-7803
Fax: (602) 906-9365
E-mail: prandolph@azbn.gov
- 5. The time during which the agency will accept written comments and the time and place where oral comments may be made:**
Submissions may be made to the Associate Director identified in item 4 above, at the designated address until the close of the record on May 29, 2012 at 5:00 p.m. An oral proceeding will be held on May 29, 2012 at 4:00 p.m. in the Board offices at the above address.
- 6. A time table for agency decisions or other action on the proceeding, if known:**
Notice of Proposed Rulemaking: 18 A.A.R. 940, April 27, 2012 (*in this issue*)

NOTICE OF RULEMAKING DOCKET OPENING

INDUSTRIAL COMMISSION OF ARIZONA

Editor's Note: The following Notice of Rulemaking Docket Opening was exempt from Executive Order 2011-05 as issued by Governor Brewer. (See the text of the executive order on page 981.)

[R12-44]

- 1. Title and its heading:** 20, Commerce, Financial Institutions, and Insurance
Chapter and its heading: 5, Industrial Commission of Arizona
Article and its heading: 6, Occupational Safety and Health
Section numbers: R20-5-601, R20-5-602
- 2. The subject matter of the proposed rule:**
In order to conform to the Federal Occupational Safety and Health Standards as required by Section 18(c) of the Federal Occupational Safety and Health Act of 1970, requiring state administered occupational safety and health programs to adopt standards that are at least as effective as those adopted by the U.S. Department of Labor, The Industrial Commission is amending R20-5-602, by incorporating by reference, amendments from 29 CFR 1910, as

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published in *Federal Register* 76 FR75782-75786, December 5, 2011 and became a final rule effective March 5, 2012.

This direct final rule revises the Acetylene Standard, by updating a reference in the standard, published by the Compressed Gas Association, a standards developing organization. This rule adopts the Compressed Gas Association most current references, CGA G-1, 2009, replacing CGA G-1 2003 reference.

The Industrial Commission is also amending R20-5-601 and R20-5-602, by incorporating by reference, amendments from 29 CFR 1910 and 29 CFR 1926 as published in the *Federal Register* 77 FR 17574 – 17896, March 26, 2012.

This final rule is modifying its Hazard Communication Standard to conform to the United Nation's Globally Harmonized System of classification and labeling of chemicals.

Copy of the incorporated by reference material is available for inspection or reproduction at the Arizona Division of Occupational Safety and Health, 800 W. Washington St., Room 203, Phoenix, AZ 85007, or can be downloaded from the Federal OSHA web site www.osha.gov.

3. A citation to all published notices relating to the proceeding:

Rule has not been published.

4. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: William Wright, Assistant Director
Address: Division of Occupational Safety and Health
Industrial Commission of Arizona
800 W. Washington St., Suite 203
Phoenix, AZ 85007
Telephone: (602) 542-1695
Fax: (602) 542-1614
E-mail: wright.william.m@dol.gov

5. The time during which the agency will accept written comments and the time and place where oral comments may be made:

To be published in Notice of Proposed Rulemaking

6. A timetable for agency decisions or other action on the proceeding, if known:

Not yet known